

UNITED STATES DISTRICT COURT

for the
Eastern District of Tennessee

United States of America
v.
JOSHUA RYAN HUTCHINSON

Case No. 3:20-MJ- 2216

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of September 29, 2020 in the county of Anderson in the
Eastern District of Tennessee, the defendant(s) violated:

Code Section
18 U.S.C. 2113(a);

Offense Description
Bank Robbery

This criminal complaint is based on these facts:

Please see the affidavit of FBI Special Agent Wes Leatham which is attached hereto and fully incorporated herein.

☒ Continued on the attached sheet.


Complainant's signature

SA Wes Leatham
Printed name and title

Sworn to before me and signed in my presence.

Date: 09/30/2020


Judge's signature

City and state: Knoxville, Tennessee

H. Bruce Guyton, United States Magistrate Judge
Printed name and title

AFFIDAVIT

1. I, Wesley P. Leatham, being duly sworn, state the following information to be true to the best of my knowledge, information and belief:

I. INTRODUCTION

2. This affidavit is made in support of a criminal complaint against Joshua Ryan Hutchins, identified as a white male, date of birth of December 18, 1992, Social Security Account Number XXX-XX-8614, for violations of Title 18, United States Code 2113(a), bank robbery.

II. AGENT BACKGROUND AND EXPERIENCE

3. I am a Special Agent with the Federal Bureau of Investigation ("FBI") and have been so employed since April 2009. I am an "Investigative or Law Enforcement Officer" within the meaning of Section 2510(7) of Title 18, United States Code; that is, an officer of the United States who is empowered by law to conduct investigations of, and to make arrests for, offenses enumerated in Section 2516 of Title 18, United States Code. My primary duties and responsibilities involve the investigation of violations of federal law including violent crime as found in Title 18 of the United States Code, and the Controlled Substances Act as found in Title 21 of the United States Code. I am currently assigned to the Knoxville Field Office of the FBI and am assigned to the Violent Crime Squad/Safe Streets Task Force. During my tenure as an FBI Special Agent, I have investigated numerous crimes including, but not limited to, bank robberies, carjackings, violent gangs and organized crime, kidnapping, and fugitive investigations. More specifically, I have conducted physical surveillance, executed search warrants, analyzed phone and internet records, and arrested criminal suspects. I have also spoken to confidential human sources, suspects, defendants, witnesses, and other experienced investigators concerning the methods and practices of the criminal element. I have received training and have experience in interviewing and interrogation techniques, arrest procedures, evidence collection, search and seizure, search warrant applications, and various other crimes and investigative techniques. Prior to joining the FBI, I was a State Trooper with the Utah Highway Patrol for approximately nine (9) years, and have over twenty (20) years of experience as a law enforcement officer.

4. Except as noted, all of the information contained in this affidavit is either known to me personally or has been told to me by other law enforcement officials. Because this affidavit is being submitted for the limited purpose of obtaining a criminal complaint, I have set forth only those facts necessary to establish probable cause, and have not included each and every fact known to me in this investigation.

III.

APPLICABLE LAW

5. Title 18 U.S.C. 2113 (a) and (g) punishes whoever, by force and violence, or by intimidation, takes, or attempts to take, from the person or presence of another, or obtains or attempts to obtain by extortion any property or money or any other thing of value belonging to, or in the care, custody, control, management, or possession of any credit union whose accounts are insured by the National Credit Union Administration Board ("NCAU").

IV.

PROBABLE CAUSE

6. On September 29, 2020, at approximately 5:21 p.m., a lone white male entered the Enrichment Federal Credit Union, located at or near 201 S. Illinois Avenue, Oak Ridge, Tennessee 37830, which is within the Eastern District of Tennessee. The male was wearing a gray and white baseball hat, black face covering, gray jacket, blue jeans, and black athletic shoes.

7. The male approached the teller counter and asked a female teller, whose identity is known to law enforcement, if the credit union was still open. The male then placed a piece of paper containing a handwritten note on the counter. The note stated, "Stay Calm This is a Robbery Not a Joke Hand over everything in the Till No bait money No Die Packs No transmitters Stay Calm No Alarms don't Alert Anyone Set the money on the counter You have 30 sec. Nobody gets hurt."

8. The teller had a hard time reading the handwriting on the note and asked the male if he wanted all of the money in her drawer and no bait bills. The male said, "No bait." The male instructed the teller to stay quiet while she removed United States currency from her drawer. The male leaned in and whispered to the teller something similar to, "They have my kids."

9. The teller removed approximately \$3,411.00 in United States currency from her drawer and handed it to the male. The male took the cash and exited the credit union through the main doors, then ran east. A bank employee, whose identity is known to law enforcement, witnessed the male turn north and run up a hill toward Oak Ridge Associated University ("ORAU"), which is located directly behind Enrichment Federal Credit Union.

10. FBI agents and Oak Ridge Police Department ("ORPD") officers responded to the Enrichment Federal Credit Union and reviewed surveillance video from the credit union, which captured the robbery in progress. The surveillance video captured a close-up image of the male as he exited the credit union. Law enforcement interviewed the victim teller who described the male as being "petite", standing approximately 5'7" tall, with light brown hair, and appearing to be approximately 30 years of age. The victim teller also described the male as having very short fingernails.

11. Law enforcement contacted the security manager at ORAU, who reviewed exterior surveillance cameras on the ORAU property and observed a white male, matching the description of the robber, running to a white Oldsmobile four (4) door sedan with missing hubcaps, which was parked on the east side parking lot of ORAU. The surveillance video captured the male entering the driver's seat of the Oldsmobile and driving away from the area.

12. ORPD officers conducted an inquiry of their license plate reader ("LPR") system for a white Oldsmobile sedan with missing hubcaps. ORPD officers located a white Oldsmobile sedan with missing hubcaps, bearing Tennessee license plate number 3U73N7, that was recorded in the LPR system at approximately 5:01 p.m. on September 29, 2020. A vehicle registration inquiry revealed the vehicle was registered to Joshua Hutchins, hereinafter referred to as "Hutchins", of Clinton, Tennessee.

13. Law enforcement reviewed a Tennessee Driver License photograph and record for Hutchins, who was identified as a 27-year-old white male, with brown hair, 5'9" tall, and weighing 140 pounds. The address listed on Hutchins' Tennessee Driver License record matched the address on the aforementioned vehicle registration record for the Oldsmobile. After comparing Hutchins' Tennessee Driver License photograph to the visible portion of the robber's face captured by credit union surveillance video, along with comparing Hutchins' physical features to the description given by the victim teller, I believe Hutchins is the same person who robbed the Enrichment Federal Credit Union on September 29, 2020.

14. On September 29, 2020, law enforcement officers from the Anderson County 7th Judicial District Crime Task Force responded to the address listed on Hutchins' Tennessee Driver License and vehicle registration records. Law enforcement officers contacted Hutchins' parents, who stated he was not at the residence. Hutchins' parents confirmed he drove a white Oldsmobile four (4) door sedan. After viewing a still photograph of the robber, captured from credit union surveillance video, Hutchins' step-father, Robert Kemp, identified the person depicted in the photograph as Hutchins. Kemp identified the baseball hat worn by the robber as a hat that Kemp personally owned. A female named Amy Brown, who also lived at the residence, stated the robber appeared to be Hutchins after viewing the photograph. Both Kemp and Brown provided written statements to law enforcement. Hutchins' mother stated she was not sure of the identity of the robber after viewing a photograph. Hutchins' parents confirmed that Hutchins' did not have any children.

15. ORPD released a bulletin to law enforcement to be on the lookout for Hutchins and the white Oldsmobile sedan registered to him. On September 29, 2020, at approximately 11:30 p.m., a law enforcement officer in Anderson County, Tennessee observed the Oldsmobile traveling on a roadway in the vicinity of Clinton, Tennessee. The officer conducted a traffic stop on the vehicle and made contact with the driver, who was identified as Hutchins. Hutchins was the only occupant of the vehicle. Hutchins was detained and transported to the ORPD for interview. Hutchins' vehicle was impounded and towed to the ORPD impound lot, located at the Oak Ridge Central Services Complex, 100 Woodbury Lane, Oak Ridge, Tennessee 37830.

16. Once he arrived at ORPD, I advised Hutchins of his rights by reading aloud the contents of an FBI Advice of Rights form, in the presence of ORPD Investigator Kevin Craig. Hutchins stated that he understood his rights and stated he wanted to assist with the investigation, but didn't know if he needed an attorney. I advised Hutchins that was a decision he needed to make for himself before we could ask him any questions. Hutchins agreed to speak with Investigator Craig and I without an attorney present, and signed the FBI Advice of Rights form.

17. Hutchins denied any involvement in the robbery of Enrichment Federal Credit Union on September 29, 2020, and stated he was at a friend's house in the Frost Bottom area of Oliver Springs, Tennessee during the time of the robbery. Hutchins stated he "rented" his white Oldsmobile to someone during the day, but failed to provide the name of the person who took possession of his vehicle, or any detailed explanation as to why he rented his vehicle to someone.

18. Hutchins viewed a surveillance photograph of his vehicle and confirmed it was his vehicle, but stated he was not driving the vehicle and did not rob the credit union. Hutchins admitted to having a drug addiction problem during the interview.

19. Hutchins admitted to wearing his step-father's hat earlier in the day, but stated he changed hats while driving to his friend's residence and left his step-father's hat in the white Oldsmobile.

20. Following the interview, I observed Hutchins' fingernails were very short and took photographs of his fingernails. ORPD transported Hutchins to the Anderson County Detention Facility in Clinton, Tennessee, where he was booked on a state charge of robbery.

21. At the time of the robbery, the accounts of the Enrichment Federal Credit Union were insured by the National Credit Union Administration Board.

22. Based on the foregoing, there is probable cause to believe that Joshua Ryan Hutchins violated Title 18, United States Code, Section 2113(a), bank robbery.

FURTHER AFFIANT SAYETH NAUGHT.

Executed this 30th day of September, 2020,
at Knoxville, Tennessee.



Wesley P. Leatham
Special Agent
Federal Bureau of Investigation

Subscribed and sworn to before me on this 30th day of September, 2020.



HON. BRUCE GUYTON
UNITED STATES MAGISTRATE JUDGE